

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: BRITESMILE DEVELOPMENT, INC.
Int'l Application No.: PCT/US2004/024070
For: THERAPEUTIC RESPONSIVE DENTAL GEL
COMPOSITION
Int'l Filing Date: JULY 28, 2004
Officer: Richard M. Ross

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Date: Feb 7, 2007

By: Mark Alberici
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Signature: 

RENEWED PETITION UNDER 37 C.F.R. 1.47(b)

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Attn: Office of the PCT Legal Administration

Dear Sir:

In response to the decision on petition under 37 C.F.R. 1.47(b) dated January 19, 2007, Applicant hereby submits a copy of Declaration for patent application, properly executed by the sole inventor, Eric R. Montgomery.

Background

This instant Application was acquired through an Asset Purchase Agreement, the rights to this Application were assigned to Assignee through the attached Assignment Agreement (Number 2).

After receipt of the Notification of Missing Requirements mailed on April 6, 2006, Applicant attempted on numerous occasions to secure Eric Montgomery's signature, and was not successful. Therefore, in response, Applicant filed a Petition on

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October 6, 2006, under 37 C.F.R. 1.47(b), to accept the international application without the signature of the sole inventor.

Subsequent to the receipt of the decision on the petition, Applicant was able to secure a properly executed declaration from the inventor (Attached Number 1).

Request for Reconsideration

Applicant respectfully requests the acceptance of the attached declaration to satisfy the Notification of Missing Requirements mailed on April 6, 2006 and the decision on Applicant's petition dated January 19, 2007, as the purpose for the original petition is now moot.

In support of this request for reconsideration, Applicant hereby also encloses the following:


1. A copy of assignment previously recorded.
2. Executed Assignment Between Britesmile, Inc./Britesmile Development, Inc. to Britesmile Professional, Inc.

Applicant further requests that the requested change of correspondence address previously submitted be accepted.

Favorable action is respectfully requested.

Dated: Feb 7, 2007

Respectfully Submitted by:


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